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OFFICE OF PETITIONS

In re Application of
Aratani et al.
Application No. 09/818,545
Filed: March 28, 2001
Attorney Docket No. 35.C15233

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ON PETITION

This is a decision on the petition under 37 CFR §1.181(a) to withdraw the holding of abandonment, filed May 12, 2006.

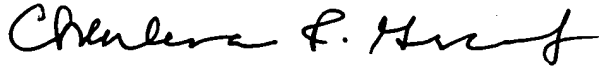
The petition to withdraw the holding of abandonment is **GRANTED**.

This application became abandoned for failure to timely submit a response to the non-final Office Action mailed May 5, 2005. The Notice set an extendable 3 month period for reply. No extensions of time pursuant to 37 CFR 1.136(a) were obtained. Accordingly, this application was held abandoned on August 6, 2005. A Notice of Abandonment was mailed on April 7, 2006.

Petitioner asserts that the non-final Office Action mailed on May 5, 2005 was never received. A review of the record indicates the non-final Office Action while addressed properly was returned to the Office for unknown reasons. As such there was an irregularity in the mailing of the non-final Office Action which prevented petitioner from receiving the office communication.

This application is being forwarded to Art Unit 2623 for re-mailing of the non-final Office Action. The three month extendable time period for reply will be set to run from the mailing date of the new Office Communication.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema R. Grant". The signature is fluid and cursive, with the first name "Charlema" being more prominent and the last name "Grant" following in a similar style.

Charlema R. Grant

Petitions Attorney

Office of Petitions